



06-13-05

PATENT APPLICATION

ATTORNEY DOCKET NO. 10003357-1

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THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): David D. Bohn

Confirmation No.: 6278

Application No.: 09/900,211

Examiner: J.T. Nguyen

Filing Date: July 6, 2001

Group Art Unit: 2674

Title: METHOD AND APPARATUS FOR INDICATING AN OPERATING MODE FOR A  
COMPUTER-POINTING DEVICE

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, 04/19/05, rejecting the following claims 1-4, 6 and 8-21.  
The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$500.00.

**(complete (a) or (b) as applicable)**

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

( ) (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

- |                  |           |
|------------------|-----------|
| ( ) one month    | \$120.00  |
| ( ) two months   | \$450.00  |
| ( ) three months | \$1020.00 |
| ( ) four months  | \$1590.00 |

( ) The extension fee has already been filed in this application.

(X) (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **08-2025** the sum of \$500.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV482709965US in an envelope addressed to: MS AF, Commissioner for Patents, Alexandria, VA 22313-1450.

Date of Deposit: June 10, 2005

Typed Name: Donna Forbit

Signature: Donna Forbit

Respectfully submitted,

David D. Bohn

By

Michael A. Papalas

Attorney/Agent for Applicant(s)

Reg. No. 40,381

Date: 06/10/05

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